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Error to Hustings Court of Richmond.

Action by Walter C. Hill against the Virginia Railway & Power Company. Judgment for plaintiff, and defendant brings error. Affirmed.

*H. W. Anderson, A. B. Guigon, and T. J. Moore*, all of Richmond, for plaintiff in error.

*Nelson & Nelson and Gunn & Mathews*, all of Richmond, for defendant in error.

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VIRGINIA RY. & POWER CO. *v.* HILL.

Jan. 11, 1917.

[91 S. E. 198.]

**Damages (§ 130 (1)\*)—Excessive—Personal Injuries.**—Where plaintiff was thrown from an automobile, and complained of constant pain from injured eye and arm during nine months, and testified that the pain was growing worse, a verdict for \$1,000 will not be disturbed as excessive.

[Ed. Note.—For other cases, see Damages, Cent. Dig. § 372; Dec. Dig. § 130 (1).\* 4 Va.-W. Va. Enc. Dig. 204.]

Error to Hustings Court of Richmond.

Action by E. Raymond Hill against the Virginia Railway & Power Company. Judgment for plaintiff, and defendant brings error. Affirmed.

*H. W. Anderson, A. B. Guigon, and T. J. Moore*, all of Richmond, for plaintiff in error.

*Nelson & Nelson, and Gunn & Mathews*, all of Richmond, for defendant in error.

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FOREST VIEW LAND CO., Inc., *v.* ATLANTIC COAST LINE R. CO.

Jan. 11, 1917.

[91 S. E. 198.]

**1. Railroads (§ 94 (5)\*)—Construction—Alteration of County Road—Change in Crossing—Statute.**—Under Code 1904, § 1294b, cl. 3, providing that a railroad deeming it necessary in the construction of its works to cross a county road may do so, provided that, if it wishes to change any road to avoid the necessity of any crossing, a change shall be made by agreement between itself and the county board of supervisors, and that for damages to lands it shall make compensation, and in view of § 1294d, cl. 38, declaring the state's policy against grade crossings, a relocation of a county road bounding plaintiff's

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\*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes.